

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)	
)	
Erik Leonard Hoffman)	Examiner: David C. Comstock
)	
Serial No.: 10/037,318)	Art Unit: 3733
)	
Filed: November 7, 2001)	Conf. No.: 4521
)	
Title: FASTENING ELEMENT FOR AN)	
IMPLANT, IN PARTICULAR A HIP)	
PROSTHESIS)	

Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

REQUEST FOR REFUND PURSUANT TO 37 CFR § 1.26(a)
AND
SUBMISSION OF FEE TRANSMITTAL FORM

In the Amendment and Response to Final Office Action filed on January 25, 2007 in the above-referenced patent application, authorization was given to debit the three-month extension fee) of \$1,020.00 to Deposit Account 19-0733, which is the large entity fee. However, Applicant has previously claimed small entity status and is still entitled to the same.

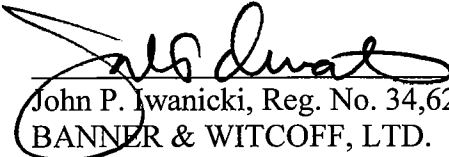
Accordingly, Applicant respectfully requests a refund in the amount of \$510.00 to be credited to Deposit Account 19-0733 referencing "Attorney Docket No. 05032-00011."

In addition, pursuant to Applicant's submission on same date of the Amendment and Response to Final Office Action and an Request for Continued Examination, Applicant submits herewith a Fee Transmittal Form authorizing payment of the RCE filing fee, in the amount of

\$395.00, to be charged to Deposit Account No. 19-0733. The Commissioner is hereby authorized to charge any additional fees or credit overpayment to Deposit Account No. 19-0733.

Respectfully submitted,

Dated: January 25, 2007


John P. Iwanicki, Reg. No. 34,628
BANNER & WITCOFF, LTD.
28 State Street, 28th Floor
Boston, MA 02109
(617) 720-9600